

Docket No. 2005\_2041A

**DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION**

☐ Original ☐ Supplemental ☐ Substitute ☒ PCT ☐ DESIGN

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: ENCODING MODE DECIDING APPARATUS, IMAGE ENCODING APPARATUS, ENCODING MODE DECIDING METHOD, AND ENCODING MODE DECIDING PROGRAM

of which is described and claimed in (if the following box is not checked, the specification of which is attached hereto):

☐ the attached specification, or

☐ the specification in application Serial No. NEW, filed January 3, 2006, and with amendments through \_\_\_\_\_, or

☒ the specification in International Application No. PCT/JP2004/010903, filed July 23, 2004, and as amended on (if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a-d), §172, or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED
Japanese	2003-278698	July 24, 2003	Yes

☐ Additional foreign or international application numbers are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States Provisional application(s) listed below.

Number	(Day/Month/Year Filed)

☐ Additional U.S. provisional application numbers are listed on a supplemental priority sheet attached hereto.

APPLICATION NO.	U.S. FILING DATE	STATUS: PATENTED, PENDING, ABANDONED

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2nd Inventor \_\_\_\_\_ Date \_\_\_\_\_  
Shinya Kadono  
3rd Inventor \_\_\_\_\_ Date \_\_\_\_\_  
4th Inventor \_\_\_\_\_ Date \_\_\_\_\_  
5th Inventor \_\_\_\_\_ Date \_\_\_\_\_  
6th Inventor \_\_\_\_\_ Date \_\_\_\_\_

The above application may be more particularly identified as follows:

U.S. Application Serial No. NEW Filing Date January 3, 2006

Applicant Reference Number MDS-US030402 (KKI/mu) Atty Docket No. 2005\_2041A

Title of Invention ENCODING MODE DECIDING APPARATUS, IMAGE ENCODING APPARATUS, ENCODING MODE  
DECIDING METHOD, AND ENCODING MODE DECIDING PROGRAM